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**Fax Transmission**

From: **Thomas C. Hughes** Date: March 7, 2006  
Direct Dial: 212.908.6463 Fax: 212.425.5288  
Client/Matter: U.S. Appl. No. 10/799,038 Total number of pages: 21  
Our Ref. No.: 11411/11502 (including cover)

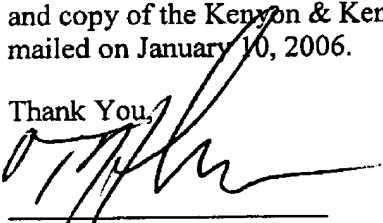
*Please deliver to:*

Name	Company	Fax	Phone
<b>Examiner Frank Choi</b>	<b>U.S. Patent Office Art Unit 1616</b>	<b>571-273-8300</b>	

**Comments:**

Per my voicemail, attached is a copy of the Amendment, Amendment Transmittal and copy of the Kenyon & Kenyon Outgoing Mail Log which demonstrates that they were mailed on January 10, 2006.

Thank You,

  
Thomas C. Hughes  
Reg. No. 42,674

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P.03

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PATENT  
11411/11502**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Paul T. GARDINER et al.  
Serial No. : 10/799,038  
Filed : March 11, 2004  
For : Food Supplement for Increasing Lean Muscle Mass and Strength  
Examiner : Frank Choi  
Art Unit : 1616

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop: Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 12, 2006

  
Thomas C. Hughes (Reg. No. 42,674)

**AMENDMENT**

This response addresses the Office Action dated July 25, 2005. Initially, kindly amend the above-identified application as set forth below.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 4 of this paper.

**Remarks** begin on page 10 of this paper.